

REMARKS

Claims 1-20 are pending in the instant application with claims 1, 2, 7, and 11 in independent form. Independent claims 1 and 11 are presently amended to clarify the term “structured” in the context of these claims. In particular, claims 1 and 11 are amended to specify that the atoms of said first element and atoms of said second element are structured to form a shell structure of the hollow polyhedral fine particle in a reversed micelle composed of a surfactant, support for which can at least be found on page 17 of the application as originally filed. No claims are presently added or cancelled. No new matter has been added through the instant Amendment.

Claims 1 and 8-20 stand rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Claims 2-7 are allowed. The rejections under 35 USC §112, second paragraph, were based upon language present in independent claims 1 and 11 (i.e., claims 8-10 and 12-20 were only rejected due to the fact that these claims depend, either directly or indirectly, from independent claims 1 or 11). In view of the amendments to independent claims 1 and 11, and in view of a telephonic interview with the Examiner during which it was indicated that the amendments to independent claims 1 and 11 would be acceptable for purposes of overcoming the rejections under 35 USC §112, second paragraph, the Applicants respectfully submit that the rejections under 35 USC §112, second paragraph, are overcome such that independent claims 1 and 11, as well as the claims that depend therefrom, are in condition for allowance.

To explain, the Examiner issued the rejections of independent claims 1 and 11 under 35 USC §112, second paragraph, on the basis of unclarity of the term “structured”.

Based upon the amendments to independent claims 1 and 11, the Applicants respectfully submit that these claims are now clear as to the term “structured” such that any basis for rejections of independent claims 1 and 11 as unclear is now overcome. In view of the amendments to independent claims 1 and 11, the Applicants respectfully request the Examiner to withdraw the rejections of claims 1 and 8-20 under 35 USC §112, second paragraph.

The Applicants respectfully submit that, in view of the amendments to independent claims 1 and 11, all rejections of the claims in the instant application have been overcome such that all claims pending in the instant application are in condition for allowance, which allowance is respectfully requested.

The Commissioner is authorized to charge our deposit account no. 08-2789 for any additional fees or credit the account for any overpayment.

Respectfully submitted,

HOWARD & HOWARD ATTORNEYS PLLC

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/Christopher S. Andrzejak/

Christopher S. Andrzejak, Reg. No. 57,212

450 West Fourth Street

Royal Oak, MI 48067-2557

(248) 723-0438